

Forest Land- Wardha & Nagpur

Diversion of 0.37866 ha. forest land under Forest (Conservation) Act, 1980 in favour of M/s Reliance Jio Infocomm Limited, Nagpur for laying underground Optical Fiber Cable along the road in ROW of Kondhali – Sawali kh road in Wardha District under Forest Division Wardha of 0.34963 ha. and 0.02903 ha. Nagpur forest Division in Nagpur District in the State of Maharashtra.

**Government of Maharashtra
Revenue and Forest Department
Government Order No.: FLD-2022/CR.277/F-10**
Mantralaya, Mumbai-400 032
Date: 01.12.2022

Reference:-

Additional Principal Chief Conservator of Forests & Nodal Officer, MS, Nagpur
Letter No. Desk-17/ Nodal / Nagpur /ID-14212/1611/2022-23, dt.27.09.2022.

Preamble:-

Additional Principal Chief Conservator of Forests & Nodal Officer, MS, Nagpur has submitted a proposal for diversion of 0.37866 ha. forest land for laying underground Optical Fiber Cable along the road in ROW of Kondhali – Sawali kh road in Wardha District under Forest Division Wardha of 0.34963 ha. and 0.02903 ha. Nagpur forest Division in Nagpur District in the State of Maharashtra.

Order:-

In exercise of powers under general approval given by MoEF&CC, Govt. of India vide Handbook of FCA Guidelines-2019, Chapter 4 (para-4.2), Government of Maharashtra is pleased to grant '**In-principle**' approval to the diversion of 0.37866 ha. Forest Land under section-2 of the Forest (Conservation) Act, 1980 for laying underground Optical Fiber Cable along the road in ROW of Kondhali – Sawali kh road in Wardha District under Forest Division Wardha of 0.34963 ha. and 0.02903 ha. Nagpur forest Division in Nagpur District in the State of Maharashtra.

The details of Forest Land proposed for diversion are as under:-

Laying Optical Fiber Cable along the road in ROW of Kondhali-Sawali Kh road passing through forest area in villages Raipur, Kannamwargram, Heti, Kundti in Tal. Karanja, Dist. Wardha and Shirmi, Borgaon, Tal. Karanja, Dist. Nagpur							
Sr. No.	Village	Tahsil	Compt. No.	Gut No.	Length x Width (mtr)	Area (in Ha)	Legal Status
(A) Wardha Forest Division							
1	--	Karanja	53	--	817.5 x 0.5	0.040875	Reserved Forest
2	--		55	--	560 x 0.5	0.028	
3	--		54	--	2048.5 x 0.5	0.102425	
4	Raipur		171/1	14,26,29, 49 & 36	1669.8 x 0.5	0.08349	Protected Forest
5	Kannam wargram		--	164	239.3 x 0.5	0.011965	Zudpi Jungle
6	--		59	--	528.6 x 0.5	0.02643	Reserved Forest

7	Heti	Karanja	161/2	72	106.7 x 0.5	0.005335	Protected Forest	
8	Heti		--	33/1	240 x 0.5	0.012	Zudpi Jungle	
9	Heti		--	31	254.2 x 0.5	0.01271		
10	Kundi		--	Old-103 New-325	461.1 x 0.5	0.023055		
11	Kundi		--	Old-70/1 New-332	66.8 x 0.5	0.00334		
(A) Wardha Forest Division total Area					0.34963			
(B) Nagpur Forest Division								
1	Shirmi	Katal	69	157	199.4 x 0.5	0.00997	Protected Forest	
2	Shirmi		69	150	127.76 x 0.5	0.006388		
3	Borgaon		--	98	253.64 x 0.5	0.012682	Zudpi Jungle	
(B) Nagpur Forest Division total Area					0.02903			
Grand Total (A) + (B)					0.37866			

2. This 'In-principle' approval is issued subject to the following conditions:-

- 1) The legal status of the land shall remain unchanged.
- 2) User Agency shall defray the cost of Net Present Value.
- 3) The proposed area falls in the RoW of the road passing through buffer area of Bor Tiger reserve and ESZ Area, user agency shall obtain Wildlife Clearance.
- 4) Working permission cannot be granted till the wildlife clearance is obtained by the user agency from competent authority.
- 5) User agency has submitted total proposed area for the project is 0.36598 instead of 0.37866 in the Part-I, A-1(VIII), therefore, User agency shall submit revised Part-I.
- 6) Area mentioned in Site inspection report of Deputy Conservator of Forests, Nagpur is 0.029040 ha instead of 0.2903 ha., It shall be revised by Deputy Conservator of Forests, Nagpur.
- 7) The Optical Fiber Cable Line will be laid within maximum size of the trench of 2.00 meters depth & 0.5 meter width with cable line under the OFC pipeline.
- 8) The land under project will be reclaimed by the User Agency for which the agency shall submit a bank guarantee at the rate of Rs.50/- per running meter and an undertaking to that effect shall also be submitted. If the agency fails to reclaim the land to the satisfaction of concerned Deputy Conservator of Forests, the cost for reclamation will be covered from the bank guarantee.
- 9) If the cable is going to be laid in the formation width of the road, then additional charges in form of bank guarantee shall be given at the rate of Rs.35/- per running meter. Similarly for reclamation of side drain and for tarred portion, the guarantee will be at the rate of Rs.300/- per meter and Rs.750/- per meter respectively. An undertaking shall be obtained from the User Agency that it has agreed to make good any loss to Forest/ Environment while laying the cable in the forest area and during maintenance of the same in future.

- 10) For further maintenance of the project, the agency shall obtain permission from the concerned Deputy Conservator of Forests as and when required.
- 11) The forest land shall not be used for any purpose other than specified in the proposal.
- 12) No felling of trees shall be done during the implementation of project.
- 13) No new forest area beyond the Right of Way of existing road should be broken for laying Optical Fiber Cable.
- 14) The User Agency shall pay the cost of additional Net Present Value, if required in future.
- 15) No labour camp shall be established on the forest land.
- 16) After completion of the project, User Agency will reclaim the area under RoW suitably.
- 17) The layout plan of the proposal shall not be changed without prior approval of the State Government.
- 18) This sanction is subject to the final clearance by the Department of Information & Technology for the project and concerned PWD authorities for the project.
- 19) The User Agency shall compensate the private owners of forest land if any, in accordance with the prevalent laws, rules & guidelines.
- 20) The User Agency shall obtain Environmental Clearance as per the provisions of the Environment (Protection) Act, 1986, if applicable.
- 21) All other conditions as may be mandatory under relevant Acts, Rules and Guidelines shall be complied by the User Agency.
- 22) All the conditions stipulated by the Forest Department shall be binding on User Agency.
- 23) The User Agency shall make good of any loss to Forest / Environment.
- 24) All necessary approvals required for the project as per the prevailing laws of the land would be obtained by User Agency.
- 25) Any breach of the conditions by the User Agency will be treated as violation of the provisions of the Forest (Conservation) Act, 1980.

3. This Government Order is available at the Government of Maharashtra's website www.maharashtra.gov.in with reference No. 202212011648000419. This Order has been signed digitally.

By order and in the name of the Governor of Maharashtra.

(Ganesh Jadhao)
Under Secretary to the Government of Maharashtra

Copy to:-

1. Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi

2. Regional Officer (Central), Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.
3. Principal Chief Conservator of Forests (Head of Forest Force), Maharashtra State, Nagpur
4. Additional Principal Chief Conservator of Forests & Nodal Officer, M.S., Nagpur
5. Principal Chief Conservator of Forests & CEO (Maha-CAMPA), M.S., Nagpur
6. Additional Principal Chief Conservator of Forests (Conservation), M.S., Nagpur
7. Collector, Wardha / Nagpur.
8. Chief Executive Officer, Zilha Parishad, Wardha / Nagpur.
9. Conservator of Forests (T), Nagpur.
10. Deputy Conservator of Forests, Wardha / Nagpur.
11. M/s Reliance JIO Infocomm Limited, Nagpur.
12. Select File-F-10.